

IN THE UNITED STATES BANKRUPTCY COURT
FOR THE DISTRICT OF PUERTO RICO

IN RE:

JOSÉ ANTONIO RUIZ HERNÁNDEZ
ANA MARÍA MALDONADO MEDINA

DEBTORS

JOSÉ ANTONIO RUIZ HERNÁNDEZ
ANA MARÍA MALDONADO MEDINA
PLAINTIFFS

V.

HÉCTOR M. MAYOL KAUFFMAN as
Administrator of the
ADMINISTRATION OF THE RETIREMENT
SYSTEMS FOR EMPLOYEES OF THE
GOVERNMENT AND THE JUDICARY of
the Commonwealth of Puerto Rico;
JESUS A. FLORES HUGGINS as
Supervisor of the Computation
Section, Pensioned Division, of
the ADMINISTRATION OF THE
RETIREMENT SYSTEMS FOR EMPLOYEES
OF THE GOVERNMENT AND THE
JUDICARY of the Commonwealth of
Puerto Rico of the Commonwealth
of Puerto Rico; SECRETARY OF
JUSTICE, GUILLERMO SOMOZA
COLOMBANI; COMMONWEALTH OF
PUERTO RICO, THROUGH THE
DESIGNATED SECRETARY OF JUSTICE
OF PUERTO RICO, GUILLERMO SOMOZA
COLOMBANI, as the Attorney
General for the Commonwealth of
Puerto Rico.

DEFENDANTS

JOSÉ R. CARRION MORALES, ESQ.
Chapter 13 Trustee

Case No.: 09-00212 (ESL)

CHAPTER 13

ADV. PROCEEDING: 10-00189

MOTION REQUESTING EXTENSION OF TIME

TO THE HONORABLE COURT:

COMES NOW, Defendants, the Administration of the Retirement Systems for Employees of the Government and the Judiciary and the Commonwealth of Puerto Rico, without submitting to the Court's jurisdiction, through the Secretary of Justice, by the undersigned counsel, who appears for the sole purpose of this motion, and very respectfully avers and prays as follows:

1. That this Honorable Court has jurisdiction under Title 28 USC §1334, and venue under Title 28 USC §1408, and particularly regarding this matter under Title 11 USC §108, on Extension of Time, Rule 6 (b) of the Federal Rules of Civil Procedure and Rule 7001 *et seq.* of Federal Rules of Bankruptcy Procedure.

2. The Plaintiffs filed an adversary proceeding against Movant - Defendants, under Rule 7001 *et seq.* of Federal Rules of Bankruptcy Procedure, on **November 24, 2010. Please see Bankruptcy CM/ECF Docket, under entry no. 1.**

3. The Summons were issued by the Honorable Court on **November 24, 2010**, and the Service was completed in accordance with Rule 7004 (b) (3), Federal Rules of Bankruptcy Procedure on

December 7, 2010 (An additional three (3) days pursuant to Fed.

R. Bank. P. 9006(f) if were served by mail.

4. In accordance with Rule 7012 of the Federal Rules of Bankruptcy Procedure the defendants shall serve an answer within 30 days after the issuance of the summons, which are due on January 9, 2011, given that is a Sunday, then the period runs until the end of the next labor day, which is Monday, January 10, 2011.

5. The appearing Defendants are still analyzing the Plaintiffs' arguments and prepare the case. In spite of the undersigned best efforts, said analysis has not concluded.

6. To be able to adequately answer the complaint filed by the Plaintiffs the Defendants are requesting the Honorable Court an extension of time of forty five (45) days, in accordance to Title 11 USC §108 for Extension of Time.

7. The reasons for Defendants to request the extension of time is to make and verified the allegation in the complaint and to file a responsible and well-grounded answer to the Complaint.

8. The Defendants very respectfully requests to this Honorable Court to grant forty five (45) days to answer the complaint.

WHEREFORE, the Defendants, very respectfully request from this Honorable Court to grant this motion and extend the period

of time that Defendants have to answer the complaint filed by the Plaintiffs.

CERTIFICATE OF SERVICE

I HEREBY CERTIFY, that on this date I filed this motion with the Clerk of the Bankruptcy court using the CM/ECF system, which will serve notice to all participants.

RESPECTFULLY SUBMITTED.

In San Juan, Puerto Rico, this 10 day of January 2011.

GUILLERMO SOMOZA COLOMBANI

Secretary of Justice of the Commonwealth
of Puerto Rico

GRISEL SANTIAGO CALDERÓN

Deputy Secretary of Justice
In Charge of Litigation

WANDYMAR BURGOS VARGAS

U.S.D.C. No. 223502
Director of Legal Affairs
Federal Litigation Division

//S// YANINA RUFAT GARCÍA

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DEPARTMENT OF JUSTICE OF THE
COMMONWEALTH OF PUERTO RICO

EXTENSION OF TIME
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V. HÉCTOR M. MAYOL KAUFMAN, ETS. ALS.
ADV. PROC. NO. 10-00189
Case No.: 09-00212

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